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10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA  
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13 THE BANK OF NEW YORK MELLON FKA  
14 THE BANK OF NEW YORK, AS TRUSTEE  
15 FOR THE CERTIFICATEHOLDERS OF  
16 CWMBS, INC., CHL MORTGAGE PASS-  
17 THROUGH TRUST 2006-HYBC, MORTGAGE  
18 PASS THROUGH CERTIFICATES, SERIES  
19 2006-HYB3

20 Plaintiff,

21 vs.

22 MARK BECK; MARK PAUL BECK, AS  
23 TRUSTEE OF THE MARK PAUL BECK  
24 LIVING TRUST; EAGLE HIGHLANDS  
25 PHASE I HOMEOWNERS ASSOCIATION;  
26 DOE INDIVIDUALS I-X, inclusive, and ROE  
27 CORPORATIONS I-X, inclusive,

28 Defendants.

Case No.: 3:17-cv-00557-LRH-WGC

**STIPULATION AND ORDER TO  
DISMISS WITH PREJUDICE**

23 PLEASE TAKE NOTE that The Bank of New York Mellon fka The Bank of New York, as  
24 Trustee for the Certificateholders of CWMBS, Inc., CHL Mortgage Pass-Through Trust 2006-  
25 HYBC, Mortgage Pass Through Certificates, Series 2006-HYB3 (**BoNYM**), and Eagle Highlands  
26 Phase I Homeowners Association (**Eagle Highlands**), by and through their respective counsel of  
27 record, hereby stipulate and agree to dismiss this action with prejudice pursuant to Rule  
28 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

Each party to bear its own costs and fees.

**IT IS SO STIPULATED.**

DATED this 9<sup>th</sup> day of November, 2018.

**AKERMAN LLP**

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Certificateholders of CWMBS, Inc., CHL  
Mortgage Pass-Through Trust 2006-HYBC,  
Mortgage Pass Through Certificates, Series  
2006-HYB3*

**THORNDAL, ARMSTRONG, DELK,  
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*Attorneys for Eagle Highlands Phase I  
Homeowners Association*

**ORDER**

UPON STIPULATION of the parties, and good cause appearing therefore, it is hereby  
ORDERED, ADJUDGED AND DECREED that the above-entitled action be dismissed with  
prejudice, each party to bear its own costs and fees.

DATED this 14th day of November, 2018.

  
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LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE